## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Simone SASSOLINI

Title:

MICRO-ACTUATOR FOR HARD-DISK DRIVE, AND

MANUFACTURING PROCESS THEREOF

Serial Number:

10/601,332

Filing Date:

June 20, 2003

Examiner/Unit:

Allen J. Heinz / 2653

Attorney Docket No.: 2110-46-3

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited in the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 4<sup>th</sup> day of April, 2005.

Signature

## RESPONSE TO RESTRICTION REQUIREMENT UNDER 37 CFR § 1.143

TO THE COMMISSIONER FOR PATENTS:

In response to the March 4, 2005 restriction requirement under 35 USC § 121. Applicants elect Group II (Claims 1-9 and 17-22) for prosecution with traverse.

According to MPEP § 803, if the Examiner can search and examine the application without serious burden, then he/she MUST examine the application on the merits even though it includes claims to independent or distinct inventions. As discussed below. because claims 1 – 39 recite related subject matter, the Examiner can perform a single search and examination that will cover all of the claims. Consequently, the Examiner can search and examine the application without serious burden, and, therefore, MUST examine all of the claims 1 – 39 together.

Claims 1-9 are directed to a micro-electro-mechanical device, and claims 10-16 are directed to a method for forming a micro-electro-mechanical device such as the device recited in claims 1-9. For example, independent device and method claims 1 and 10 recite many similar terms, such as "mobile part," "fixed part," "mobile platform," "mobile electrodes," and "fixed electrodes:" consequently, method claims 10-16 are related to device claims 1-9. Similarly, method claims 10-16 are related to device claims 10-16 a

In the event additional fees are due as a result of this amendment, payment for those fees has been enclosed in the form of a check. Should further payment be required to cover such fees you are hereby authorized to charge such payment to Deposit Account No. 07-1897.

If the Examiner believes that a phone interview would be helpful, he is respectfully requested to contact the Applicants' attorney, Bryan Santarelli, at (425) 455-5575.

DATED this 4th day of April, 2005.

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Respectfully submitted,

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